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September 13, 2011

The Honorable Richard D. Bennett
United States District Judge
United States Courthouse
101 West Lombard Street
Baltimore, Maryland 21201

Re: United States v. Currie, et al.
Criminal No. RDB-10-0532

Dear Judge Bennett:

In connection with the Government's Motions *in Limine*, filed last Friday, I had intended to draw the Court's attention to the fact that there appears to be a circuit split on the issue of the specific intent required under the Travel Act. That circuit split, as well as the current state of the law in the Fourth Circuit, is explained in detail in *United States v. Barbeito*, 2010 WL 2243878 at *34-38 (S.D.W.Va. 2010), which is cited at page 10 of our motion. The Fourth Circuit's view is contrary to the Sixth Circuit's view in *United States v. Stagman*, 446 F.2d 489, 491-92 (6th Cir. 1971). Sand & Siffert's Pattern Jury Instruction 60-9 on the knowledge required under the Travel Act is based on the *Stagman* decision.

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I apologize for my omission and respectfully request that the Court accept this letter as a supplement to our motion.

Respectfully,

Rod J. Rosenstein
United States Attorney

By: _____ /s/
Kathleen O. Gavin
Assistant United States Attorney

cc: Joseph L. Evans, Esquire
Joshua Treem, Esquire
Jonathan Zucker, Esquire